

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of: **Stamm et al**

Application No. **10/665,516**

Group Art Unit: **1615**

Filed: **September 22, 2003**

Examiner: **Sheikh**

For: **Suspensions of Micronized Fenofibrate**

Docket: 31672-224618

Commissioner of Patents
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Alexandria, VA 22313-1450

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Terminal Disclaimer

Laboratoires Fournier, S.A. certifies that it is the owner of the entire right, title and interest in Application No. 10/665,516 filed September 22, 2003, entitled "Suspensions of Micronized Fenofibrate" (hereafter the "above-identified application") by virtue of an Assignment recorded in the US Patent and Trademark Office on June 17, 1998, at Reel 9260, Frame 0797.

Laboratoires Fournier, S.A. certifies that it is the owner of the entire right, title and interest in US Application No. 10/665,522 filed September 22, 2003; US Application No. 10/665,517 filed September 22, 2003; US Application No. 10/665,518 filed September 22, 2003; US Application No. 10/665,519 filed September 22, 2003; and US Application No. 10/290,333 filed November 8, 2002, by virtue of an Assignment recorded in the US Patent and Trademark Office on June 17, 1998, at Reel 9260, Frame 0797.

Laboratoires Fournier, S.A. certifies that it is the owner of the entire right, title and interest in US Patent Nos. 6,652,881, 6,589,552, 6,596,317, 6,277,405, 6,074,670, and 7,037,529 by virtue of an Assignment recorded in the US Patent and Trademark Office on June 17, 1998, at Reel 9260, Frame 0797.

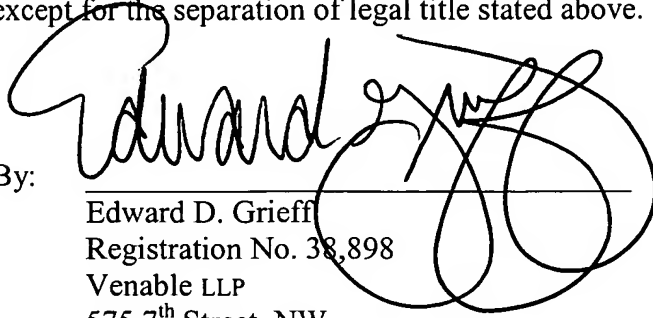
Pursuant to 37 CFR § 1.321, Laboratoires Fournier, S.A. hereby disclaims the terminal part of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of US Patent No. 6,652,881, US Patent No. 6,589,552, US Patent No. 6,596,317, US Patent No. 6,277,405, US Patent No.

6074,670, or US Patent No. 7,037,529, or any patent granted on US Application No. 10/665,522 filed September 22, 2003; US Application No. 10/665,517 filed September 22, 2003; US Application No. 10/665,518 filed September 22, 2003; US Application No. 10/665,519 filed September 22, 2003; or US Application No. 10/290,333 filed November 8, 2002, and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to US Patent No. 6,652,881, US Patent No. 6,589,552, US Patent No. 6,596,317, US Patent No. 6,277,405, US Patent No. 6074,670, or US Patent No. 7,037,529, or any patent granted on US Application No. 10/665,522 filed September 22, 2003; US Application No. 10/665,517 filed September 22, 2003; US Application No. 10/665,518 filed September 22, 2003; US Application No. 10/665,519 filed September 22, 2003; or US Application No. 10/290,333 filed November 8, 2002; this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Laboratoires Fournier, S.A. does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of US Patent No. 6,652,881, US Patent No. 6,589,552, US Patent No. 6,596,317, US Patent No. 6,277,405, US Patent No. 6074,670, or US Patent No. 7,037,529, or any patent granted on US Application No. 10/665,522 filed September 22, 2003; US Application No. 10/665,517 filed September 22, 2003; US Application No. 10/665,518 filed September 22, 2003; US Application No. 10/665,519 filed September 22, 2003; or US Application No. 10/290,333 filed November 8, 2002, in the event that US Patent No. 6,652,881, US Patent No. 6,589,552, US Patent No. 6,596,317, US Patent No. 6,277,405, US Patent No. 6074,670, or US Patent No. 7,037,529, or any patent granted on US Application No. 10/665,522 filed September 22, 2003; US Application No. 10/665,517 filed September 22, 2003; US Application No. 10/665,518 filed September 22, 2003; US Application No. 10/665,519 filed September 22, 2003; or US Application No. 10/290,333 filed November 8, 2002, later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.32(a), has all claims canceled by a reexamination certificate, or is otherwise terminated

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